

REMARKS

Applicants submit the present amendments and remarks in response to the Official Action having a mailing date of April 13, 2004. Applicants enclose a petition for a one-month extension of time. Claims 28-31 are pending. The Examiner has objected to claims 28 and 29, and rejected claims 30 and 31. Applicants have amended claims 28, and 30-31, and have added claims 32-34. Applicants respectfully request entry of the foregoing and reexamination of the above-captioned application, as amended, pursuant to and consistent with 37 C.F.R. §§ 1.112 and 1.116, and in light of the remarks that follow.

The Examiner has objected to claims 28 and 29 because of an informality. Applicants have amended claim 28 to address the Examiner's concerns by defining "PBBMA" as -- pentabromobenzyl acrylate denoted as "PBBMA" - in the preamble of claim 28, as suggested by the Examiner. Applicants do not believe that an amendment to claim 29 is necessary as claim 28 provides the antecedent basis for "PBBMA." The Examiner has indicated that these claims are allowable with this amendment.

The Examiner has rejected claims 30 and 31 under 35 U.S.C. § 112, first paragraph, for failing to comply with the written description requirement. According to the Examiner, the original disclosure does not provide support for the preparation of a suspension of anti-foaming or defoaming compound by grinding to the desired particle size, as claimed in claim 30. The Examiner suggests that the "new matter" added to these claims is the "grinding" component of the claims. The Examiner has suggested amendments to these claims that he has indicated would be acceptable. The disclosure (paragraph [0022], page 3) provides support for this amendment. Applicants have amended claims 30 and 31 incorporating these suggestions.

The Examiner has also suggested that Applicants add new claims 32 and 33, and that the disclosure (paragraph [0022], page 3) supports the addition of these claims. Upon review, Applicants have incorporated the Examiner's suggested claims.

Applicants have added new claim 34. New dependent claim 34 identifies the fire-retardant compound taught in independent claim 28 as being antimony oxide. The first paragraph of page 4 of the disclosure provides support for this claim. Thus, Applicants respectfully request consideration and entry of this claim.


As Applicants believe that they have fully met all of the rejections set forth in the Official Action, Applicants earnestly solicit favorable reconsideration and allowance.

If, however, for any reason the Examiner does not believe that he can take such action at this time, Applicants respectfully request that he telephone Applicants' attorney at (908) 654-5000 in order to overcome any additional objections that he might have.

If there are any additional charges in connection with this requested amendment, the Examiner is authorized to charge Deposit Account No. 12-1095 therefor.

Dated: August 11, 2004

Respectfully submitted,

By 
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